

**DEPARTMENT OF STATE REVENUE**

**LETTER OF FINDINGS NUMBER: 02-0551P**

**Gross Income Tax  
For Calendar Year 2000**

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**ISSUE(S)**

**I. Tax Administration – Penalty**

**Authority:** IC 6-8.1-10-2.1(d); 45 IAC 15-11-2

Taxpayer protests the penalty assessed.

**II. Tax Administration – Interest**

**Authority:** IC 6-8.1-10.1

Taxpayer protests the interest assessed.

**STATEMENT OF FACTS**

Taxpayer protests the penalty and interest assessment for the late payment of its income tax. Taxpayer states that an independent accounting firm prepared its corporate income tax for the year in question and it entrusted its accounting firm to fully and accurately complete its corporate income taxes. Upon receiving notice from the Department that there was a discrepancy, it submitted an Amended Corporation Income Tax Return along with a check in the amount of \$6,679.09 for the balance due.

Taxpayer filed a penalty and interest protest letter dated September 3, 2002

**I. Tax Administration – Penalty**

**DISCUSSION**

Taxpayer protests the penalty assessed and states that it filed an amended return with the tax balance due. Taxpayer states it relies on its accounting firm to prepare its tax returns correctly. Taxpayer did not make payment by the original due date of the return. The tax was paid late on

August 8, 2002 and incurs a late payment penalty.

Taxpayer has not provided reasonable cause to allow the Department to waive the penalty.

**FINDING**

Taxpayer's protest is denied.

**II. Tax Administration – Interest**

**DISCUSSION**

Taxpayer protests the interest assessed and provided no additional reasons.

The Department has no statutory authority to waive interest.

**FINDING**

Taxpayer's protest is denied.